

SUMMONS IN A CIVIL ACTION COURT OF COMMON PLEAS, CUYAHOGA COUNTY JUSTICE CENTER

CASE NO.

02-460756-CV D03 CM

015-54896

CLEVELAND, OHIO 44113

Rule 4 (B) Ohio

Rules of Civil Procedure

to 460805
BECTION, ALONZO -ET AL

Plaintiff

VS

BF GOODRICH COMPANY -ET AL

Defendant

SUMMONS

FORD MOTOR COMPANY
% CT CORPORATON SYSTEMS
1300 E NINTH ST #1010
CLEVELAND OH 44114

You have been named defendant in a complaint (copy attached hereto) filed in Cuyahoga County Court of Common Pleas, Cuyahoga County Justice Center, Cleveland, Ohio 44113, by the plaintiff named herein.

You are hereby summoned and required to answer the complaint within 28 days after service of this summons upon you, exclusive of the day of service.

Said answer is required to be served on:

Said answer is required to be served on Plaintiff's Attorney (Address denoted by arrow at left.)

Your answer must also be filed with the court within 3 days after service of said answer on plaintiff's attorney.

If you fail to do so, judgment by default will be rendered against you for the relief demanded in the complaint.

Plaintiff's Attorney

BEVAN, THOMAS W.
BEVAN & ASSOCIATES LP
10360 NORTHFIELD ROAD
NORTHFIELD OH 44067

Case has been assigned to Judge:

~~MEMORABLE, RICHARD ASBEST~~

Do not contact judge. Judge's name is given for attorney's reference only.

GERALD E. FUERST

Clerk of the Court of Common Pleas

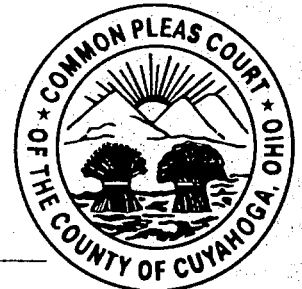
DATE
FEB. 12, 2002

By

[Signature]

SERVICE COPY

Deputy



CC14

COMPLAINT FILED 01/09/2002

IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO

MASTER CONSOLIDATED COMPLAINT
(ASBESTOS PERSONAL INJURY, LOSS OF CONSORTIUM)
(TRIAL BY JURY DEMANDED)

Alonzo Becton
Joanna Becton
929 Shinook Ave.
Akron, OH 44305

Ron Bickel
1888 E. 28th St., Apt. #5
Lorain, OH 44055

Janie Childress
322 E. 23rd St.
Lorain, OH 44052

Charles Farris
Lucille Farris
40 High St.
Elyria, OH 44035

Timothy Gornall
Sheryl Gornall
4601 Briarwood Dr.
Lorain, OH 44053

William Hathaway
Mary Hathaway
257 N. Messner Rd.
Akron, OH 44319

Case No. 460756

~~460758~~

Case No. 460757

460760

Case No. 460758

~~460761~~

Case No. 460759

~~460762~~

Case No. 460760

~~460765~~

Case No. 460761

~~460766~~

2769 CUB

Billy Kimble
Sandra Kimble
PO Box 465
Webster Springs, WV 26288

Case No. 460762
~~460768~~

Jennings Knight
Loraine Knight
1134 Desert St.
Uniontown, OH 44685

Case No. 460763
~~460798~~

William Krizan
Elizabeth Krizan
1095 Wilbur Ave.
Norton, OH 44203

Case No. 460764
~~460799~~

John Masterton, Jr.
Mary Masterton
418 Nebraska Ave.
Lorain, OH 44052

Case No. 460765
~~460800~~

Richard Merschman
Barbara Merschman
8536 Countryside Dr.
Sagamore Hills, OH 44067

Case No. 460766
~~460801~~

Duane Moore
3328 Meister Rd.
Lorain, OH 44053

Case No. 460767
~~460802~~

Sallie Rowe
Joe Rowe
PO Box 986
Elyria, OH 44036

Case No. 460768
~~460803~~

Matt Russyn
Livia Russyn
5856 Pearl Rd.
Parma Hts., OH 44130

Case No. 460769
~~460804~~

Loretta Sadler-Hale
3725 Clifton Ave.
Lorain, OH 44055

Case No. 460770
~~860805~~

Dominick Tardio
Cheryl Tardio
380 E. 46th St.
Lorain, OH 44052

John Terry
Mary Terry
174 Jean Ct.
Elyria, OH 44035

Ron Thomas
938 Diana Ave.
Akron, OH 44307

Calvin Thompson
Irene Thompson
1177 Douglass Ave.
Akron, Ohio 44203

Steve Tolstick
Jerry Tolstick
160 Westwood Mobile Home Park
Amherst, OH 44001

Mike Tompkins
Marilyn Tompkins
474 Bonshire Rd.
Akron, OH 44319

Felix Torres
Aurea Torres
210 E. 29th Street
Lorain, OH 44053

Jose Torres
Maria Torres
971 Terra Ln.
Amherst, OH 44001

Richard Toth
3730 E. Lake Rd.
Sheffield Lake, OH 44054

Chauncey Towner

Case No. 460771

~~760806~~

Case No. 460772

~~460857~~

Case No. 460773

~~460808~~

Case No. 460774

~~460811~~

Case No. 460775

~~460813~~

Case No. 460776

~~460815~~

Case No. 460777

~~460818~~

Case No. 460778

~~460820~~

Case No. 462,279

~~460819~~

Case No. 460780

~~460825~~

3025 Globe Ave.
Lorain, OH 44052

Max Traxler
Janice Traxler
8494 Henderson Rd.
Diamond, OH 44412

Ervin Trischan
Connie Trischan
2751 Nesmith Lake Blvd.
Akron, OH 44314

Trina Troutman
6160 Ethel Ave.
Elyria, OH 44035

Leroy Truelove
1609 West 21st Street
Lorain, OH 44052

Gail Truman
Peggy Truman
185 Longfellow St.
Elyria, OH 44035

Remer Tucker
15008 Route 113
Birmingham, OH 44816

Jordan Turizziani
Norma Turizziani
2009 W. 37th St.
Lorain, OH 44053

Larry Turner
15091 Portage St., Lot 34
Doylestown, Oh 44230

Alfred Tyree
Wanda Tyree
6471 Gills Way
Pahrump, NV 89048

Case No. 460781
~~460827~~

Case No. 460782
~~460829~~

Case No. 460783
~~460832~~

Case No. 460784
~~460834~~

Case No. 460785
~~460836~~

Case No. 460786
~~460844~~

Case No. 460787
~~460847~~

Case No. 460788
~~460848~~

Case No. 460789
~~460850~~

Wanda Tyree
 Alfred Tyree
 6471 Gills Way
 Pahrump, NV 89048

Case No. 460790

~~460852~~

Donald Uehlein
 Jane Uehlein
 216 Indiana Ave.
 Lorain, OH 44052

Case No. 460791

~~460854~~

Jimmy Utsey
 Dorothy Utsey
 172 Clinton Ave.
 Elyria, OH 44035

Case No. 460792

~~460855~~

Quntion Utsey
 Katie Utsey
 621 Bond Street
 Elyria, OH 44035

Case No. 460793

~~460856~~

Robert Villers
 1230 Sparhawk
 Akron, OH 44305

Case No. 460794

~~460858~~

John Vitovitz
 12621 Cowley Rd.
 Columbia Station, OH 44028

Case No. 460795

~~460860~~

Peter Vukelich
 2537 E. 32nd Street
 Lorain, Oh 44055

Case No. 460796

~~460861~~

Gertie Wade
 Minnie Wade
 1918 W. 20th St.
 Lorain, OH 44052

Case No. 460797

~~460862~~

George Wadge
 Ellen Wadge
 715 W. 38th St.
 Lorain, OH 44052-5371

Case No. 460798

~~460863~~

Charles Walker
 Selma Walker

Case No. 460799

~~460864~~

448 Hillwood Drive
Akron, OH 44320

Jeff Walker
262 S. Firestone Blvd.
Akron, OH 44301

Gloria Walker
Roy Walker
PO Box 604
Elyria, OH 44035

Roy Walker
Gloria Walker
PO Box 604
Elyria, OH 44035

Willie Walker, Jr.
Princess Walker
127 E. 35th Street
Lorain, Oh 44055

Robert Wallace
Mary Ann Wallace
5115 Elyria Ave.
Lorain, OH 44055

Pat Warner
Margaret Warner
2022 Nantuckett Dr.
Lorain, OH 44053

vs.

BF Goodrich Company
3 Coliseum Center
2730 West Tyvola Road
Charlotte, NC 28217

Goodyear Tire & Rubber Company
Individually and as Liable for
Goodyear Aerospace Corporation
1144 East market Street
Akron, Ohio 44316

Case No. 460800
~~460805~~

Case No. 460801
~~460807~~

Case No. 460802
~~460808~~

Case No. 460803
~~460870~~

Case No. 460804
~~460871~~

Case No. 460805
~~460873~~

COMPLAINT

(Personal Injury Loss
of Consortium)

Jury Trial Demanded

Ford Motor Company
c/o CT Corporation Systems
1300 E. Ninth St., #1010
Cleveland, OH 44114

Lockheed Martin, Inc.
Individually and as Successor
in Interest to Loral Systems
Group and Goodyear Aerospace Corp.
1210 Massillon Rd.
Akron, OH 44315-0001

Michelin North America, Inc.
Individually and as Successor
In Interest to BF Goodrich
Tire Company
505 Michelin Avenue
Greenville, SC 29605

Bridgestone/Firestone, Inc.
50 Century Blvd.
Nashville, TN 37214

Continental General Tire, Inc.
Individually and as Successor
in Interest to General Tire , Inc.
One General Street
Akron, OH 44329

A & I Company
5020 Kanawha Turnpike
South Charleston, WV 25309

A.C. & S., Inc.
PO Box 1548
Lancaster, PA 17608-1548

The American Ship Building Company
c/o CT Corporation System
1300 E. Ninth St., #1010
Cleveland, OH 44114

A.O. Smith Corporation

C/o Prentice_Hall Corp. System)
380 South 15th Street)
Columbus, Ohio 43215)
)
A.P. Green Service, Inc./Bigelow-Liptak Co.)
c/o Connecticut Valley Claims Co.)
525 Brook St.)
Rocky Hill, CT 06067)
)
A.P. Green Industries)
c/o Statutory Agent)
C.T. Corporation System)
1300 East Ninth St., #1010)
Cleveland, OH 44114)
)
A-Best Products Company,)
Individually and as Successor)
In Interest to Asbestos)
5405 East Schaaf Rd.)
Cleveland, OH 44131)
)
Adience, Inc.)
Successor in interest to Adience)
Company, LP, as Successor to BMI, Inc.)
c/o Statutory Agent)
C.T. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)
)
Akron Gasket & Packing Enterprises, Inc.)
1244 Home Ave.)
Akron, OH 44310)
)
The Ajax Manufacturing Co.)
A Subsidiary of Park Ohio Industries, Inc.)
1441 Chardon Rd.)
Euclid, OH 44117)
)
Allied Glove Corporation)
P.O. Box 2126)
Milwaukee, WI 53201)
)
Allied-Signal, Inc.)
Individually and as Successor)

In Interest to Bendix Corp.)
c/o C.T. Corporation System)
111 8th Ave., 13th Floor)
New York, NY 10011)
)
Allis Chalmers)
866 South 70th St.)
Milwaukee, WI 53201)
)
American Optical Corporation)
C/o Statutory Agent)
C.T. Corporation System, S.A.)
101 Federal St.)
Boston, MA 02110)
)
American Standard, Inc.)
c/o CT Corporation System)
441 Vine Street #3810)
Cincinnati, OH 45202)
)
Aqua-Chem, Inc. and its Division)
Cleaver Brooks)
7800 N. 113th St.)
Milwaukee, WI 53224)
)
Arvin Industries, Inc. fka)
Maremont Corporation)
One Noblitt Plaza)
Box 3000)
Columbus, IN 47202-3000)
)
Asbestos Corporation, Ltd.)
840 Quellet Blvd. West)
Thetford Mines)
Quebec, Canada G6G 785)
)
Atlas Industries, Inc.)
PO Box 450)
)
Carnegie, PA 15106)
)
Atlas Turner, Inc.)
(formerly Atlas Asbestos Co.))
A Canadian Corporation)

850 BD Quellet Quest
Thetford Mines P.Q.
Canada, G6G7A5

A. W. Chesterton Co.
225 Fallon Road
Stoneham, MA 02180

Beazer East, Inc.
c/o C.T. Corporation System
1300 E. Ninth St. #1010
Cleveland, OH 44114

Bell Asbestos Mines, Limited
Independently and as successor
In interest and liable for
Atlas Asbestos Co., Inc.
Thetford Mines
Quebec, Canada

The Bigelow Company
32 New Road
PO Box 1152
Madison, CT 06443

Bigelow-Liptak Corporation
c/o Statutory Agent
C.T. Corporation System
1300 East 9th Street, #1010
Cleveland, OH 44114

Borg-Warner Automotive Inc.
200 S. Michigan Ave.
19th Floor
Chicago, IL 60604

Borg-Warner Corporation
A Delaware Corporation
c/o The Corporation Trust Co.
Corporation Trust Center
1209 Orange St.
Wilmington, DE 19801

The Carborundum Company, Inc.

c/o C.T. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)
)
Carlisle Companies, Inc.)
250 South Clinton Street, #201)
Syracuse, NY 13202-1258)
)
Cassiar Resources, Ltd.)
aka Cassiar Mining Corp.)
1055 West Hasting Street)
Vancouver, British Columbia V6E 3V3)
)
Clark Industrial Insulation)
Company, Formerly known as)
Clark Asbestos)
1893 e. 55TH Street)
Cleveland, OH 44103)
)
Combustion Engineering, Inc.)
c/o Statutory Agent)
C.T. Corporation Systems)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)
)
Cooper Industries, Inc.)
c/o Statutory Agent)
C.T. Corporation System)
1021 Main #1150)
Houston, Texas 77002-6505)
)
Corhart Refractories)
Rt. 6, Box 82)
Buckhannon, WV 26201)
)
C.P. Hall Company)
c/o Statutory Agent)
C.T. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)
)
Crane Compnay)
c/o Statutory Agent)
C.T. Corporation System)

1300 E. Ninth St., #1010)
Cleveland, OH 44114)

Crown Cork and Seal Company, Inc.)
C/o C.T. Corporation System, S.A.)
1300 East Ninth St. #1010)
Cleveland, OH 44114)

Crown Steel Processors, Inc.)
c/o Statutory Agent)
James Alexander, Jr.)
17410 Harvard Ave.)
Cleveland, OH 44128)

CSR Limited)
One Connell Street)
Sydney, New South Wales)
Australia, 2000)

Cyprus Industrial Mineral)
Independently, and as successor in)
Interest to Cyprus Mines and as successor)
In interest to Sierra Talc)
P.O. Box 3419)
Englewood, CO 80155)

DaimlerChrysler Corporation)
c/o C.T. Corporation System)
1300 East Ninth St., #1010)
Cleveland, OH 44114)

Dana Corporation)
P.O. Box 1000)
Toledo, OH 43697)

Devcon Corporation)
30 Endicott St.)
Danvers, MA 01923)

Didier Taylor Refractories Corp.)
RHI Refractories)
600 Grant St., 51st Floor)
Pittsburgh, PA 15219)

Donald McKay-Smith Company)
26016 Detroit Rd., Ste 7)
Westlake, OH 44145)
)
Dresser Industries, Inc.)
Successor to Harbison Walker)
Refractories Co.)
c/o Statutory Agent)
CSC-Lawyers Inc., Svd.)
50 West Broad Street)
Columbus, Ohio 43215)
)
Durox Equipment Corporation)
c/o Robert C. Smykal)
12312 Alameda Dr.)
Strongsville, OH 44149)
)
Eastern Magnesia Talc Co.)
n.k.a. Pita Realty Limited)
a Subsidiary of Engelhard)
c/o Statutory Agent)
Corporate Trust Company)
28 West State Street)
Trenton, NJ 06806-1679)
)
Eaton Corporation)
1111 Superior Ave.)
Cleveland, OH 44114)
)
The Edward R. Hart Company)
P.O. Box 6207)
Canton, Ohio 44706)
)
Engelhard Corporation)
c/o C.t. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)
)
Ericson, Inc., Successor in)
Interest to the Continental Wire &)
Cable Co. & Anaconda Wire & Cable Co.)
730 International Parkway)
Richardson, Texas 75081)
)

Exochem Corporation)
2421 E. 28th St.)
Lorain, OH 44055)
)
Fairmont Supply Company)
c/o Statutory Agent)
C.T. Corporation System)
1021 Main #1150)
Houston, TX 77002)
)
F.B. Wright Company of Ohio)
co Jeffrey S. Kryvicky)
30801 Ainsworth Drive)
Pepper Pike, OH 44124)
)
F.B. Wright Company of Pittsburgh)
98 Vanadium Rd.)
Bridgeville, PA 15017)
)
Flexo Product, Inc.)
An Ohio Corporation)
c/o John D. Hill, Jr.)
PO Box 450765)
Westlake, Ohio 44145)
)
The Flintkote Company)
A Delaware Corporation)
c/o Christine Hamilton)
3 Embarcadero Center, Suite 1190)
San Francisco, CA 94111-4047)
)
FMC Corporation)
200 East Randolph Drive)
Suite 6700)
Chicago, IL 60601)
)
Foseco, Inc.)
c/o C.T. Corporation System)
350 N. St. Paul Street, #2900)
Dallas, Texas 75201)
)
Foster Wheeler Energy Corporation)
A Delaware Corporation)
c/o U.S. Company, Statutory Agent)



16 E. Broad St.)
Columbus, OH 43215)
)
Fruehauf Trailer Corporation)
c/o CT Corporation System)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)
)
General Electric Company)
3135 Easton Turnpike)
Fairfield, Connecticut 06431)
)
General Motors Corporation)
c/o CT Corporation System)
1300 East 9th Street, #1010)
Cleveland, OH 44114)
)
General Refractories Company)
225 City Avenue, Suite 114)
Bala Cynwyd, PA 19004)
)
George V. Hamilton, Inc.)
River Avenue)
McKees Rocks, PA 15136)
)
Georgia Talc, Co.)
c/o Frances Glenn)
1112 W. Lakeshore Drive)
Dalton, GA 30720)
)
Georgia-Pacific Corp.)
c/o Statutory Agent)
The Corporation Trust Co.)
1209 Orange Street)
Wilmington, DE 19801)
)
Greene Tweed & Company)
P.O. Box 305)
Kulpsville, PA 19443)
)
Grefco, Inc.)
A Delaware Corp.)
225 City Line Ave.)
Suite 114)

Bala Cynwyd, PA 19004)
)
Halliburton Company)
Successor in Interest to Dresser Industries)
4100 Clinton Dr.)
Building 01-631)
Houston, TX 77020)
)
Harbison Walker Refractories, Inc.)
USX Steel Building)
600 Grant Street)
Pittsburgh, Pennsylvania 15219)
)
The Harshaw Chemical Company)
c/o Statutory Agent)
CT Corporation System)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)
)
Harwick Chemical Corp.)
c/o CT Corporation System)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)
)
Hersh Packing & Rubber Co.)
c/o Stephen Ledbetter)
Statutory Agent)
312 North High Street)
Canal Winchester, Ohio 43110)
)
Hobart Brothers Company)
c/o C.T. Corporation System, S.A.)
1300 East Ninth St., #1010)
Cleveland, OH 44114)
)
Hollow Center Packing Co.)
45 Fox Glen Rd.)
Chagrin Falls, OH 44023)
)
Industrial Holdings, Inc.)
aka Carborundum Company)
C.T. Corporation Systems)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)

Ingersoll-Rand Company
c/o Statutory Agent
C.T. Corporation System
1300 East Ninth St., #1010
Cleveland, Ohio 44114

Inland Firebrick, LLC
c/o Thomas Hart, Statutory agent
15411 Chatfield Ave.
Cleveland, OH 44111

Inland Enterprises, Inc.
c/o Merret F. Myers, Statutory agent
2724 Country Club Blvd.
Rocky River, OH 44116

Insul Company Inc.
c/o Allison & Blasdoll
139 N. Market St.
East Palastine, Ohio 44413

International Minerals & Chemical
2315 St. Clair Street
Northbrook, IL 60062

J.H. France Refractories Co.
PO Box 276
Snow Show, PA 16874

JNO. J. Disch Co.
c/o Statutory Agent
John J. Disch
1616 Coutant Avenue
Cleveland, Ohio 44107

John Crane, Inc.
Formerly known as John Crane Packing Co.
c/o Statutory Agent
C.T. Corporation System
1300 East Ninth St., #1010
Cleveland, Ohio 44114

Johnson & Johnson,

Individually and as Liable)
for the Estern Magnesia Talc Co., Inc.)
1 Johnson & Johnson Plaza)
New Brunswick, NJ 08933)
)
Kaiser Aluminum & Chemical Corp.)
PO Box 5009)
San Ramon, CA 94583-0909)
)
Kaiser Refractories)
Domolite Processing Plant)
11771 Highway 1)
Moss Landing, CA 95039)
)
KCAC, Inc.)
P.O. Box K)
King City, CA 93930)
)
Lake Asbestos of Quebec, Ltd.)
(Lac D'Amiante Du Quebec, Ltee))
A Canadian Corporation)
PO Box 608)
Black Lake Quebec)
Canada GON1AO)
)
The Lake Terminal Railroad Company)
Prentice Hall - Csc Corporation)
50 W. Broad St.)
Columbus, OH 43215)
)
The Lincoln Electric Company)
22777 St. Clair Avenue)
Cleveland, Ohio 44117)
)
Lindberg MPH)
3827 Riverside Rd.)
PO Box 131)
Riverside, MI 49084)
)
Magnetek, Inc.)
26 Century Blvd., Ste 600)
Nashville, TN 37214-3644)
)
Mahoning Valley Supply Co.)

4940 Aultman Road)
Canton, Ohio 44720)
)
The Marmon Group, Inc., in its own right)
As Successor-in-interest to the Cerro)
Corporation, Cerro Wire & Cable Co., Inc.)
The Rockbestos Co., and the Rockbestos)
Products Corporation)
225 W. Washington, 19th Floor)
Chicago, IL 60606)
)
McCord Gasket Company)
C/o C.T. Corporation System)
1300 East Ninth St. #1010)
Cleveland, OH 44114)
)
McNeil & NRM Inc.)
Individually and as Successor in Interest)
to NRM Steelastic, fka NRM Corp. and as)
Successor in Interest to McNeil-Akron, Inc.)
fka McNeil Corporation)
96 E. Crosier Street)
Akron, Ohio 44311)
)
McNeil (Ohio) Corporation)
c/o Statutory Agent)
C.T. Corporation System)
441 Vine Street, #3810)
Cincinnati, Ohio 45202)
)
Metropolitan Life Insurance Company)
One Madison Ave.)
Area 94)
New York, NY 10010-3690)
)
M.F. Murdock Company)
c/o W.A. Price)
196 S. Hawkins Ave.)
Akron, OH 44313)
)
Milwhite Inc.)
12539 Cutten Road)
Houston, TX 77269-0149)
)

Minnesota Mining & Mfg. Company)
3 M Center)
St. Paul, Minnesota 55101)
)
Moog Automotive, Inc.)
Successor in Interest to)
Wagner Electric Corporation)
C/O C.T. Corporation)
1209 Orange St.)
Wilmington, DE 19801)
)
M.V.S. Company, as Successor in Interest)
to Mahoning Valley Supply Co.)
c/o David E. Williams, S.A.)
12060 Mallards Crossing)
Petersburg, OH 44454)
)
The National Machinery Company)
C/O Andrew Service Corporation)
1800 Huntington Bldg.)
Cleveland, OH 44115)
)
N.L. Industries, Inc.)
Fka National Lead Company, etc.)
16825 Northchase Dr., Ste 1200)
Houston, TX 77060)
)
Nock Refractories Company)
fka Nock Fire Brick Company)
1243 East 55th Street)
Cleveland, Ohio 44103)
)
North American Refractories Co.)
An Ohio Corporation)
1228 Euclid Avenue, Suite 500)
Cleveland, Ohio 44115)
)
Norton Company)
c/o C.T. Corporation System)
350 N. St. Paul Street, #2900)
Dallas, Texas 75201)
)
Oakfabco Boiler Corporation)
c/o John T. Huntington, SA)

McBride, Baker & Coles)
1 Mid America Plaza, Suite 1000)
Oakbrook Terrace, IL 60181)
)
O'Connor Steel & Supply Company)
1330 De Valera Ave.)
Akron, Ohio 44310)
)
Oglebay Norton Company)
and its division Ferro Engineering)
1100 Superior Avenue, #2100)
Cleveland, Ohio 44114)
)
Ohio Pipe & Supply Company Inc.)
14615 Lorain Ave.)
Cleveland, Ohio 44111)
)
Ohio Valley Insulating Company, Inc.)
c/o Statutory Agent)
C.T. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, Ohio 44114)
)
Okonite Incorporated)
A Delaware Corp.)
Corporation Trust Company)
1209 Orange Street)
Wilmington, DE 19801)
)
Osram Sylvania, Inc.)
c/o Statutory Agent)
C.T. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, Ohio 44114)
)
Owens Illinois, Inc.)
c/o Statutory Agent)
C.T. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, Ohio 44114)
)
Pfizer, Inc.)
c/o Statutory Agent)
C.T. Corporation System)

441 Vine Street, #3810)
Cincinnati, Ohio 45202)
)
Pittsburgh Metals Purifying Company)
7255 Saxonburg Blvd.)
Saxonburg, PA 16056-9727)
)
Plibrico Company)
c/o Statutory Agent, Statutory Agent)
Prentice Hall Corporation)
50 West Broad St.)
Columbus, OH 43215)
)
Pneumo Abex Corporation)
Successor in Interest to Abex Corp.)
c/o Prentice Hall Co., Statutory Agent)
Prentice Hall Corporation)
50 West Broad St.)
Columbus, OH 43215)
)
Quigley Company, Inc.)
235 East 42nd St.)
New York, NY 10017)
)
Rapid-American Corporation, in its)
Own Right and as Successor in Interest)
to and liable for Philip Carey Corporation)
c/o McCrory Corporation)
667 Madison Avenue)
New York, NY 10021)
)
Red Seal Electric Company)
3835 W. 150th Street)
Cleveland, Ohio 44111)
)
R.E. Kramig & Co., Inc.)
c/o George K. Kulesza)
323 S. Wayne Ave.)
Cincinnati, OH 45215)
)
)
Rexnord Corporation)
Stearns Division)
Successor to Stearns Brakes)
A Delaware Corporation)

c/o C.T. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, OH 44114)

Riley Stoker Corporation)
A Massachusetts Corporation)
c/o Statutory Agent)
C.T. Corporation System)
1300 E. Ninth St. #1010)
Cleveland, OH 44114)

X

The Rockbestos Company)
n.k.a. Surprenant Cable Corp.)
A Foreign Corporation)
c/o Statutory Agent)
U.S. Corporation Company)
50 West Broad St.)
Columbus, Ohio 43215)


Rockwell International Corporation)
c/o C.T. Corporation System)
350 N. St. Paul Street, #2900)
Dallas, Texas 75201)

Rome Cable Corporation)
421 Ridge St.)
Rome, NY 13440)

R.T. Vanderbilt Company, Inc.)
c/o Statutory Agent United)
States Corporation Company)
380 South Fifth Street)
Columbus, Ohio 43215)

Safety First Industries, Inc.)
42nd Floor)
600 Grant Street)
Pittsburgh, PA 15219)

The Sager Corporation)
c/o Richard G. Polley)
Dickie, McCamey & Chilcote)
Two PPG Place, Suite 400)
Pittsburgh, PA 15222-5402)

 Sepco Corporation)
A California Corporation)
7301 Orangewood Ave.)
Garden Grove, CA 92841-1411)
Southern Talc, aka Georgia Talc, aka)
Albion Kaolin Company)
P.O. Drawer F)
Chatsworth, GA 30705)
Standard Glove, Co.)
23520 St. Clair Ave.)
Cleveland, OH 44117)
St. Lawrence Liquidating Company)
Trustee for International Talc Company)
a Dissolved Corporation)
c/o Regina A. Massetti)
113 St. Clair Avenue, Suite 530)
Cleveland, Ohio 44114)
Tasco Insulating Company)
c/o Gallagher, Sharp, Fulton, & Norman)
Seventh Floor)
Bulkley Building)
1501 Euclid Ave.)
Playhouse Square)
Cleveland, OH 44115-2108)
Theim Corporation)
500 S. Marquette Ave.)
PO Box 6)
Oak Creek, WI 53154)
Tresco Construction Services, Inc.)
F.K.A. Rust Engineering Company)
c/o WMX Technologies, Inc.)
720 E. Butterfield Rd., 2nd Floor)
Lombard, IL 60148-5689)
Twyman-Templeton Co., Inc.)
1832 Akron-Peninsula Road)
Akron, Ohio 44313)

Union Boiler Company
c/o Robert L. Pennington
P.O. Box 425
Nitro, WV 25140

Uniroyal Fiber & Textile Division
of Uniroyal, Inc.
70 Greate Hill Road
Naugatuck, CT 06770

Uniroyal, Inc.
Goodrich Tire Co. fka Uniroyal Goodrich
Tire Co., fka United States Rubber Co.
50 West Broad St.
Columbus, OH 43215

The Weil McClain Division
of the Marley Company
c/o United Dominion Industries, Inc.
C/O C.T. Corporation System
1300 E. Ninth St. #1010
Cleveland, OH 44114

Universal Refractories
P.O. Box 97
Wampum, PA 16157

USX Corporation, and its division
American Steel & Wire Co.
aka Americable Division
c/o Prentice-Hall Corp. System
16 E. Broad Street
Columbus, Ohio 43215

Westinghouse Electric, Corporation
Six Gateway Center
Pittsburgh, PA 15222

Wheeler Protective Apparel Corporation
c/o Robert Wilkinson
P.O. Box 1618
Pascagoula, MS 39568

Yokohama Tire Corporation, Individually)
and as Successor in Interest to)
Mohawk Rubber Company)
c/o Prentice Hall Corp. System)
50 W. Broad St.)
Columbus, OH 43215)
)
Zurn Industries, Inc.)
aka Erie City Boilers)
c/o Statutory Agent)
C.T. Corporation System)
1300 E. Ninth St., #1010)
Cleveland, Ohio 44114)
)
John Doe, 1 through 100, inclusive)
Manufacturers, Sellers or Installers of)
Asbestos-Containing (Names & Addressed)
unknown))
)
Defendants)
)

COMPLAINT

1. Plaintiffs, or Plaintiffs' decedents, hereinafter referred to as "Plaintiffs" are or were formerly residents of the State of Ohio, and are, or were formerly, employed in Ohio.

2. Plaintiffs are informed and believe that Defendants are corporations organized and existing under the laws of the State of Ohio, or of some other state of the United States of America, or of some foreign jurisdiction, and that said Defendants are conducting and have regularly conducted, business in the State of Ohio.

3. Plaintiffs are or were formerly employed in the State of Ohio.

4. At all times mentioned herein, Defendants were the agents, servants, employees, and/or joint ventures of their Co-Defendants and were, as such, acting within the scope, course, and authority of said agency employment, and/or joint venture; and

each ratified and approved the acts of its agents, servants, employees, and/or joint ventures, and was responsible in some manner for the injuries and damages to Plaintiffs as set forth hereinafter.

5. At all times mentioned herein, Defendants were and are engaged in the business of manufacturing, fabricating, designing, using, assembling, distributing, leasing, buying, selling, inspecting, installing, servicing, repairing, marketing, and/or advertising asbestos and/or talc (commonly known within the tire and rubber industry as "soapstone"), and/or other products or components of products containing asbestos or talc, and Defendants owed Plaintiffs a duty to conduct their business with due care for Plaintiff's safety.

FIRST CAUSE OF ACTION

(NEGLIGENCE)

6. Plaintiffs reallege and incorporate each and every paragraph set forth above, as though fully set forth here.

7. Plaintiffs used, handled, and were otherwise exposed to asbestos and asbestos products, talc, and talc products, as referenced hereinabove, of each of Defendants, for a substantial period of years, in a manner that was reasonably foreseeable to Defendants, while on the premises of their employers or work sites in Ohio during their respective periods of employment.

8. Within two years prior to the filing of this Complaint, Plaintiffs learned for the first time, as a result of medical examinations, that their exposure to Defendants' products or premises had directly and proximately caused each of them to suffer from

some form of disease or disability associated with exposure to the products of Defendants. Plaintiffs have sustained permanent and serious injuries to their bodies, lungs, respiratory systems, and cardiovascular systems.

9. Defendants knew, or in the exercise of reasonable care, should have known, that their products or premises were and are unreasonably harmful to the body, lungs, respiratory system, and cardiovascular system of any person installing handling and using them, and of any person in the immediate vicinity of their installation, handling, and use.

10. Defendants negligently researched, tested, used, manufactured, designed, developed, distributed, labeled, advertised, marketed, inspected, repaired, modified, serviced, installed, and/or sold the products to which Plaintiffs were exposed.

11. Plaintiffs' injuries and damages were directly and proximately caused by the negligence of each Defendant, as set forth above, and by each Defendant's:

- a. negligent failure to adequately warn Plaintiffs of the dangers and harms inherent to exposure to its products and the products in its premises;
- b. negligent failure to coat, treat, encapsulate, or otherwise process, package or label its products and/or the products in its premises so as to prevent the generation of particulates and dust which are unreasonably dangerous to persons exposed to such products; and
- c. negligent failure to specify, recommend, supply, install, sell and use readily available substitutes for their unreasonably dangerous products, or

products in its premises which substitutes would not pose hazards to human health; and

- d. negligent failure to warn and protect its employees and frequenters of its business premises from the dangers of exposure to asbestos and asbestos-containing products that were present in its premises.

12. As a direct and proximate result of the conduct of Defendants, Plaintiffs sustained permanent injuries to their persons and bodies, lungs, respiratory and cardiovascular systems, suffered great physical, mental and nervous pain and suffering and mental anguish, and now suffer from reasonable and justifiable fears of progressive and irreversible incapacity, increasing discomfort, cancer, shortened life-span, and impairment to their quality of life.

13. As a direct and proximate result of the conduct of Defendants, Plaintiffs have incurred medical, hospital, professional, and incidental expenses, and will continue to incur such expenses in the future; have been prevented from attending to their usual occupations and activities, have lost wages, and will continue to lose earning capacity in the future.

SECOND CAUSE OF ACTION

(STRICT LIABILITY)

14. Plaintiffs reallege and incorporate each and every paragraph set forth above, as though fully set forth here.

15. There was, in fact, a defect in the asbestos-containing products manufactured and sold by the Defendants.

16. Such defect existed at the time the products left the hands of the Defendants.

17. The defect was the direct and proximate cause of Plaintiffs' injuries or losses.

18. Defendants researched, tested, manufactured, designed, developed, distributed, labeled, advertised, marketed, inspected, repaired, modified, used, serviced, installed, and sold to the public, to Plaintiffs, employers, and to others working in the vicinity of Plaintiffs, asbestos and asbestos products, talc and talc products, and knew that these products would be used and handled by Plaintiffs and others similarly situated without any knowledge of their defects and inherent danger, and without any inspection for defects and dangers.

19. Plaintiffs, in the course and scope of their employment, used, handled, and were otherwise exposed to asbestos and asbestos products, and talc and talc products, sold or otherwise supplied by Defendants, without receiving any warnings from Defendants of the defects and inherent dangers of the products.

20. The products which were sold by Defendants and/or supplied by Defendants, and to which Plaintiffs were exposed, were defective and unsafe for their intended uses and purposes, in that they were more dangerous than an ordinary consumer or user would expect, and in that the risks incident to the use of the products outweighed any benefits of the utility of the products.

21. As a direct and proximate result of the defective condition of these products, Plaintiffs were injured and damaged, and will be further injured and damaged as set forth above.

THIRD CAUSE OF ACTION

(BREACH OF EXPRESS WARRANTY)

22. Plaintiffs reallege and incorporate each and every paragraph set forth above, as though fully set forth here.

23. Defendants expressly warranted that the products described as set forth above, which they sold or supplied, and to which Plaintiffs were exposed, were reasonably fit for their intended uses without endangering human life and safety.

24. Defendants breached these express warranties, in that their products described as set forth above were defective and dangerous to reasonably foreseeable users like Plaintiffs as set forth above.

25. Plaintiffs did rely upon the express warranties and representations of Defendants regarding the fitness and safety of their aforesaid products, and as a result, used, handled, and were otherwise exposed to these products.

26. As a direct and proximate result of the Defendants' breaches of their express warranties, Plaintiffs were injured and damaged, as set forth above.

FOURTH CAUSE OF ACTION

(BREACH OF IMPLIED WARRANTY)

27. Plaintiffs reallege and incorporate each and every paragraph set forth above, as though fully set forth here.

28. Defendants impliedly warranted that the products described as set forth above, which they sold or supplied, and to which Plaintiffs were exposed, were of merchantable quality, were reasonably safe, and were reasonably fit for use in a work place environment for the particular purposes for which they were sold or supplied, without endangering human life and safety.

29. Defendants breached these implied warranties of merchantability, safety, and fitness for a particular purpose, in that their products described as set forth above were defective and dangerous to reasonably foreseeable users and consumes like Plaintiffs as set forth above.

30. Plaintiffs did rely upon the implied warranties and representations of Defendants regarding their products described as set forth above, and as a result used, handled and were otherwise exposed to these products.

31. As a direct and proximate result of Defendants' breaches of implied warranties, Plaintiffs were injured and damaged as set forth above.

FIFTH CAUSE OF ACTION

(LOSS OF CONSORTIUM)

32. Plaintiffs reallege and incorporate each and every paragraph set forth above, as though fully set forth here.

33. Plaintiffs have suffered a loss of consortium and have been deprived of the society, companionship, and assistance of their spouses.

SIXTH CLAIM FOR RELIEF

(STATUTORY PRODUCTS LIABILITY)

34. Plaintiffs reallege and incorporate each and every paragraph set forth above, as though fully set forth here.

35. Plaintiffs bring this claim for relief against Defendants named herein and John Does 1- 100 and their predecessors in interest for product liability under Ohio Revised Code Section 2307.71, et seq. At all times pertinent hereto the aforementioned Defendants and John Does were "manufacturers" and "suppliers" of asbestos and asbestos products as "manufacturer" and "supplier" as defined under Ohio Revised Code Section 2307.71.

36. "The Products" as manufactured and supplied by the aforementioned Defendants and John Does, were defective in manufacture and construction as described in Ohio Revised Code Section 2307.73, were defective in design or formulation as described in Ohio Revised Code Section 2307.75, were defective due to inadequate warnings and instructions as described in Ohio Revised Code Section 2307.76 and were defective because they did not conform to representations made by their manufacturers and suppliers as described in Ohio Revised Code Section 2307.77.

37. Each of the defective conditions of "The Products" as described above, pursuant to Ohio Revised Code Section 2307.73, were singularly a proximate cause of the harm for which Plaintiffs seek to recover compensatory damages as previously set forth. Furthermore, each of the aforementioned Defendants are liable as if they were the manufacturers in accordance with Ohio Revised Code Section 2307.78.

SEVENTH CAUSE OF ACTION

(PUNITIVE DAMAGES)

38. Plaintiffs reallege and incorporate each and every paragraph set forth above, as though fully set forth here.

39. Plaintiffs are informed and believe that the Defendants named herein and their predecessors in interest researched, tested, manufactured, labeled, marketed, used, distributed and sold products described as set forth above with conscious disregard for the safety of Plaintiffs and other users of said products, in that said Defendants had specific prior knowledge that there was a high risk of injury or death resulting from exposure to their products or products in their premises aforesaid, including, but not limited to, lung cancer and other forms of cancer, and asbestosis. Said knowledge was obtained, in part, from scientific studies and medical data to which Defendants had access, as well as scientific studies performed by, at the request of, or with the assistance of, said Defendants, and which knowledge was obtained by said Defendants during the time said Defendants manufactured, distributed, used or sold their said products.

40. During the time said Defendants manufactured, distributed, used, or sold their said products, Defendants were aware that Plaintiffs and other members of the general public who would be exposed to their products had no knowledge or information that said products could cause injury, and Defendants knew that Plaintiffs and other users of said products, as well as members of the general public who were exposed to said products, would assume, and in fact did assume, that exposure to said products was safe, when in fact said exposure was extremely hazardous to human life.

41. Despite this knowledge, Defendants opted to manufacture, distribute, use, and sell said products without attempting to protect Plaintiffs and other users from, or to warn Plaintiffs and other users of, the high risk of injury and death resulting from exposure to said products. Rather than attempting to protect Plaintiffs and other users from, or warn Plaintiffs and other users of, the high risk of injury or death resulting from exposure to their asbestos and asbestos-containing products, said Defendants failed to reveal their knowledge of these risks, and intentionally, consciously, and actively concealed and suppressed this knowledge from members of the general public, Plaintiffs' employers and other users, thus impliedly representing to members of the general public, Plaintiffs' employers and other users that these asbestos and asbestos-containing products and talc products were safe for all reasonably foreseeable use, with the knowledge of the falsity of said implied representations and with a conscious disregard of the rights and safety of Plaintiffs and other users.

42. The above-referenced conduct of these Defendants was motivated by the financial interest of said Defendants in the continuing, uninterrupted distribution, use, and marketing of asbestos and asbestos-containing products and talc products. In pursuance of this financial motivation, said Defendants consciously disregarded the safety of Plaintiffs and other users of their asbestos and asbestos-containing products and talc products, and were consciously willing to permit said asbestos and asbestos-containing products and talc products to cause injury to frequenters, users, and bystanders, including Plaintiffs.

43. As the above-referenced conduct of said Defendants was and is willful, malicious, outrageous and in conscious disregard and indifference to the safety of Plaintiffs and other users of their asbestos and asbestos-containing products, Plaintiffs therefore, for the sake of example, and by way of punishing these Defendants, seek punitive damages according to proof.

EIGHTH CLAIM FOR RELIEF

(INTENTIONAL TORT)

44. Plaintiffs reallege and incorporate each and every paragraph set forth above, as though fully set forth here.

45. At all times mentioned herein, Defendants, The American Ship Building Company, Crown Steel Processors, Inc., Ford Motor Company, Fruehauf Trailer Corporation, Bridgestone/Firestone, Inc., Goodyear Tire & Rubber Company, The Harshaw Chemical Company, Lockheed Martin, Inc., Yokohama Tire Corporation, Pneumo Abex Corporation, Daimler Chrysler Corporation, The Lake Terminal Railroad Company, McNeil & NRM Inc., McNeil (Ohio) Corporation, and Uniroyal Chemical Company, Inc., and each of said Defendant's predecessors, owned and operated manufacturing facilities located in Ohio.

46. Plaintiffs state that at all times relevant hereto Plaintiffs were employees of each of the aforesaid Defendants and/or said Defendant's predecessors working at said employers' manufacturing facilities in Ohio.

47. While employed at said Ohio manufacturing facilities, Plaintiffs were exposed to numerous asbestos and asbestos-containing products, talc and talc

containing products and, as a result of such exposure, sustained severe and irreversible lung diseases.

48. Said Defendants and each of said Defendant's predecessors, had knowledge of a dangerous process and/or procedure and/or instrumentality and/or condition within their business operations, to wit: the presence of asbestos and asbestos containing products and talc and talc containing products in their Ohio facilities, the dangers of asbestos and talc, and the risks of serious respiratory diseases that are caused by the inhalation of asbestos fiber and/or talc.

49. Said Defendants and each of said Defendant's predecessors, intentionally and/or with knowledge that injury was substantially certain to occur failed to provide adequate protection and/or warning and/or training for Plaintiff's Decedents and other employees and allowed hazardous and dangerous conditions and/or instrumentalities and/or procedures and/or processes to exist which directly and proximately caused the serious and irreversible diseases sustained by Plaintiffs.

50. Said Defendants and each of said Defendant's predecessors, maliciously and/or wantonly and/or willfully allowed this hazardous, dangerous condition to exist which directly and proximately caused the serious and irreversible diseases of Plaintiffs.

51. Said Defendants and each of said Defendant's predecessors, had knowledge of this hazardous and dangerous condition and intentionally and/or with the belief that injury was substantially certain to occur and/or maliciously and/or wantonly and/or willfully failed to correct or prevent said dangerous condition or to protect and

warn Plaintiffs and other employees of the dangerous condition which directly and proximately caused the serious and irreversible disease of Plaintiffs.

52. Said Defendants and each of said Defendant's predecessors, had actual knowledge of the hazardous conditions and/or instrumentalities and/or processes and/or procedures described herein and their failure to take action constitutes willful, wanton, and intentional misconduct, subjecting said Defendants to the imposition of punitive damages.

NINTH CLAIM FOR RELIEF

FRAUDULENT CONCEALMENT AND REPRESENTATION:

WILLFUL MISCONDUCTWILLFUL MISCONDUCT

53. All allegations contained in the previous paragraphs are realleged herein.

54. Defendants made false representations of facts regarding their manufacturing, selling, use, and distributing asbestos, asbestos-containing products, and/or machinery requiring or calling for the use of asbestos and/or asbestos-containing products with knowledge of their falsity or with such utter disregard and recklessness about their falsity and, that Defendants' representations were material to their manufacturing, selling, using, and distributing of their asbestos, asbestos-containing products, and/or machinery requiring or calling for the use of asbestos and/or asbestos-containing products. Defendants' representations were made with the intent to mislead Plaintiffs into relying upon them. Plaintiffs were justified in relying

upon Defendants' representations, and did, in fact, so rely. Plaintiff's diseases were proximately or directly caused by their reliance upon Defendants' representations.

55. Defendants knowingly concealed facts regarding their manufacturing, selling, using, and distributing asbestos, asbestos-containing products which was done when and where there was a duty to disclose. Defendants' concealment was material to their manufacturing, selling, using, and distributing of their asbestos-containing products, and/or machinery requiring or calling for the use of asbestos and/or asbestos-containing products. Defendants' concealment was made with the intent to mislead Plaintiffs into relying upon it. Plaintiffs were justified in relying upon Defendants' concealment, and did, in fact, so rely. Plaintiffs diseases were proximately or directly caused by their reliance upon Defendants' concealment.

56. Defendants' acts, as described above, constitute fraudulent representation and/or fraudulent concealment in the following manner:

- A. Defendants intended the publication of false and misleading statements and reports and/or the nondisclosure of documented reports of health hazards of asbestos, in order to:
 - (a) Maintain a favorable atmosphere for the continued sale, use, and distribution of asbestos, asbestos-containing products and/or machinery requiring or calling for the use of asbestos and/or asbestos-containing products.
 - (b) Assist in continued pecuniary gain through the control and reduction of claims.

- (c) Influence proposed legislation to regulate asbestos exposure
 - (d) Provide a defense in lawsuits brought for injury resulting from asbestos disease.
 - (e) Facilitate the continued use of asbestos or asbestos containing products without objection or resistance by their employees.
- B. Defendants intended reliance upon the published reports regarding the safety of asbestos, asbestos-containing products and/or machinery requiring or calling for the use of asbestos and/or asbestos-containing products.

57. Defendants have, as previously stated, altered, influenced, and created significant portions of medical literature which are false and misleading statements concerning the dangers of asbestos exposure and injury, disease, illness, and disability. In so doing, Defendants, and their aforesaid agents provided a body of medical literature which, when relied upon by persons investigating such literature, lead to a false impression of the dangers of asbestos exposure. Additionally the publication of such literature acted to inhibit the development of the literature and effectively delayed the dissemination of accurate knowledge of the dangers. Defendant's owed a duty to Plaintiffs, and the public as a whole, when contributing to the medical literature to do so in good faith and with the reasonable care expected of any professional contributing to such literature; Defendants' failure to do so constitutes willful and wanton misconduct and a separate intentional tort creating a duty to compensate Plaintiffs for

the illness, disability and death they sustained as a proximate result of Defendants' actions.

58. Defendants have, as previously stated, falsely advised their employees that asbestos or asbestos containing products were safe and such statements were made with knowledge of their falsity or with such utter disregard and recklessness about their falsity. Such false representations were material to Defendants' continued use of asbestos and asbestos containing products and made with the intent to mislead the Plaintiffs into relying upon them. Plaintiffs did in fact rely on Defendant's representations and such reliance proximately caused their diseases.

59. As a direct and proximate result of Defendants' fraudulent representations and/or fraudulent concealment, Plaintiffs suffered the illness, disability and death set forth in the foregoing paragraphs, for which Defendants are liable at common law.

WHEREFORE, Plaintiffs demand judgment against Defendants as follows:

1. On causes of action one, two, three, four and six, compensatory damages for each Plaintiff in an amount greater than Twenty-Five Thousand Dollars;
2. On cause of action five, compensatory damages for each Plaintiff-spouse in an amount greater than Twenty-Five Thousand Dollars;
3. On cause of action seven, punitive damages against all Defendants for each Plaintiff in an amount greater than Twenty-Five Thousand Dollars;
4. On cause of action eight, compensatory damages and punitive damages against those named Defendants only in an amount that exceeds Twenty-Five Thousand Dollars for each Plaintiff;

5. On cause of action nine, compensatory damages and punitive damages against all Defendants in an amount that exceeds Twenty-Five Thousand Dollars for each Plaintiff;

Respectfully submitted,



BEVAN & ASSOCIATES, L.P.A., INC.

Thomas W. Bevan #0054063

David S. Bates #0059344

Attorneys for Plaintiffs

10360 Northfield Road

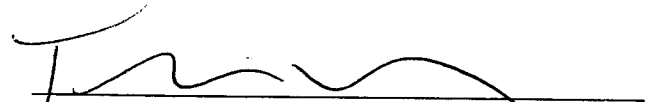
Northfield, Ohio 44067

(330) 467-8571

(330) 650-0088

JURY DEMAND

Now come Plaintiffs, by and through counsel, and demand a trial by jury of the instant action.



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Northfield, Ohio 44067